

19 4
THE
T R I A L
OF THE
Right Hon. Ann, Countess of
Cork and Orrery,

AT THE
Consistory Court of DOCTORS COMMONS,
Upon a L I B E L,
Charging her with committing the Crime of
A D U L T E R Y,
And violating her Marriage Vow.

A TRIAL of the most extraordinary Nature.

The principal Witnesses, &c. being

John Charles Newby, of the Hay Market Theatre, Musician; Elizabeth Cross, House-keeper to Lady Cork; Ann Newman, Lady's Woman to Lady Cork; Alexander Rice, Box-keeper to the Hay Market Theatre; Nathaniel Vick, Footman to Lady Cork; the Rev. Dr. Eyre; John Colledge, Lord Cork's Gentleman; Susannah Jones; Thomas Sutliff; James Durham; Sophia Van Ryne, spinster; Robert Brown; Martha Brown; George Bulkley, Musician, at the Hay Market Theatre; William Jones; Thomas Gray; Elizabeth Brown; Ann Lambert, Servant to Lady Cork, &c.

Taken in SHORT-HAND, by a CIVILIAN.

THE SECOND EDITION.

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Rec. Jan. 10, 1901.

THE
T R I A L
OF THE

Right Hon. ANN, COUNTESS of CORK
and ORRERY, &c.

L I B E L.

THE libel is exhibited by the Right Hon. Edmund, Earl of Cork and Orrery, in the kingdom of Ireland, and Baron Marston in the county of Somerset, against the Rt. Hon. Ann, Countess of Cork and Orrery.

It sets forth that, in the months of May, June, July, and August, 1764, the Earl of Cork and Orrery, being a batchelor of

the age of twenty-one years and upwards, made his addressees to Lady Cork and Orrery (then Ann Courtney, niece of the Rt. Hon. John earl of Sandwich) at that time a spinster, of the age of twenty-one years and upwards. That, on the 31st of August, 1764, the said Earl of Cork and Orrery, and Ann Courtney, were lawfully joined together in holy matrimony, in the dwelling-house of the Rt. Hon. John Earl of Sandwich: that, after the solemnization of the said marriage, the said Earl and Countess of Cork and Orrery consummated the same, by carnal copulation and procreation of children; and lived and cohabited together as man and wife.

That, in the year 1773, the said Countess of Cork and Orrery, without any provocation whatever (being unmindful of her conjugal vow) withdrew herself from the house and family of her said husband; and hath ever since continued to live separate and apart from him; notwithstanding he hath often, by himself and friends, requested and desired that she would return to him and her family.

That his lordship always behaved to-

wards his said wife with all love and affection; and as became a good husband; and he is not a person who would be guilty of a breach of his marriage vow.

That the said Countess of Cork and Orrery, in the summer of the year 1779, forgetting her duty to her said husband, and in open violation of her conjugal vow, became acquainted with one Charles Newby, a young man employed at the public theatres, to play upon the violencello, (and at that time engaged at the theatre in the Hay-market) and commenced an adulterous intercourse with him; and very often, in the prosecution of such her adulterous connection, invited him home to her house in Queen-street, near Berkley-square; and then and there they very frequently committed the crime of adultery together.

That the Countess of Cork and Orrery (though then an absolute stranger to the said John Charles Newby, except having seen him at the theatre) sent a letter to him by Mr. Alexander Rice, a box-keeper at the Hay-market theatre, which was delivered to him;—and the following hint

was given in the said letter.—“ Lady Cork will be at home to-morrow morning at 11 o'clock when the music may be brought.” That, in consequence thereof, he waited on Lady Cork, but did not carry the music of the tambourine dance, or any other music with him, as requested in the said letter.

That Lady Cork sent the said Newby repeated invitations, by letter, by chairmen, servants, &c. to come to her at her said house; but, in order more effectually to conceal the real intent of his coming, Lady Cork artfully wrote her said Letters of Invitation, as if it was on account of music that she wished to see him; whereas the party proponent doth expressly alledge, that it was the better to carry on the adulterous intercourse which had taken place between them; for, in fact, the said Lady Cork did not, nor does, play upon any musical instrument; she has not any such in her house, nor did the said Newby, at any of the times he visited her, ever carry any music with him; well knowing that it was his company, and not music, which her ladyship was solicitous of having.

That, very soon after the first visit, her

ladyship behaved to Mr. Newby in such a manner, as gave him to understand that attachment she had towards him; and from that time, during the remainder of the summer, he constantly visited her, at her house in Queen-street; and, at such times, they were constantly alone for several hours at a time; generally, from about eleven o'clock in the morning till four or five in the afternoon; and where they frequently had the carnal use and knowledge of each other's body, upon the sofa and chairs in the said drawing-room; and thereby repeatedly committed the crime of adultery together.

That the servants have, several times, surpris'd the said Lady Cork, and John Charles Newby, in very indecent and improper situations, as well upon the sofa as otherwise.

That John Charles Newby, at length growing weary of the connection, determin'd not to visit Lady Cork again, pretending, in one of his letters, that he was, a married man; though he was not really so: her ladyship nevertheless continued to send him letters, entreating and desiring

to see him again (in some of which she enclosed money;) and her importunities at length became so frequent, that, in order finally to put an end thereto, he gave directions to his servant, not to take any more letters in which came from her ladyship; and several, which were known to have been sent by her, have been refused.

The party proponent therefore prays that right and justice may be administered to him and his party in the premises, and that he may be divorced from bed, board, and mutual cohabitation with the said Countess of Cork and Orrery, his wife, by reason of adultery.

The Deposition of John Charles Newby.

JOHN CHARLES NEWBY, of Surry-street, in the parish of St. Clement Danes, in the county of Middlesex, gentleman, aged thirty-one years and upwards, a witness produced and sworn.

To the eighth, ninth, tenth and eleventh, articles of the said libel, he deposes and says, That he has known the Right

Honourable Edmund Earl of Cork and Orrery, party in this cause, by sight, for about eight or nine years; and came to know him by his being pointed out to him, and seeing him at public places: and it was also by that means, and he believes it might be four or five years ago (but the deponent cannot speak certainly) that he first came to know the Right Honourable Ann, Countess of Cork and Orrery, the wife of the said Lord Cork, and the other party in this cause: He further saith, That he received the paper writing, marked C, now shewn to him from her ladyship; that the same related to music only, and to nothing else; and he verily believes the same to be of her hand writing. That the deponent submits that "The law doth not require him to depose to the other parts of the said articles, as pleading matters criminating, or tending to criminate himself; and therefore he refuses to answer thereto."

To the twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, and eighteenth, articles of the said libel; and

to the exhibits or paper writings, marked with the letters, D, E, F, G, H, I, and K, therein exhibited, and now produced and shewn to the deponent, he saith, that the same were received by him from Lady Cork; and related to music only, and to nothing else, excepting the paying the deponent for the same; and he believes the whole series and contents thereof, and the superscriptions on such of them as are directed, were and are of the proper handwriting of the said Lady Cork, that the deponent submits that the law doth not require him to depose to the other parts of the said articles, as pleading matters criminating, or tending to criminate this deponent; and therefore this deponent refuses to answer them.

JOHN CHARLES NEWBY.

March 5, 1781.

The Deposition of Elizabeth Cross.

ELIZABETH CROSS, widow, house-keeper to the Right Honourable Ann, Countess of Cork and Orrery, aged about

forty-three years, a witness produced and sworn.

To the sixth, eighth, ninth, and tenth articles of the said libel, she deposes and says, That, on or about the twenty-fourth of January, 1774, she went to live as house-keeper to Lady Cork, and hath continued to live with her in that capacity ever since: that, at the time this deponent went to live with her ladyship, she understood that a separation had lately taken place between her and Lord Cork, by mutual agreement; and they have ever since lived separate and apart from each other; and his Lordship hath never, to this deponent's knowledge or belief, at any time since the said separation, by himself or friends, applied to Lady Cork to live with him again. She further saith, that she remembers a young man's calling once at Lady Cork's house, in Queen-street, Berkley-square, and believes that he saw Lady Cork; but knows not how long he staid with her Ladyship, or whether he made any stay at all: that the said young man was an entire stranger to the deponent; and she then

saw him so slightly, that she verily believes she should not know him again, if she were to see him: that, to the best of her recollection as to the time, this happened in the course of the summer of the year 1779.

That the deponent had entirely forgot the circumstance of his calling, it being a matter of so little notice; and it was only brought to her recollection some time about March or April last, by hearing very strange reports had been raised by Lady Cork's enemies, respecting an intimacy between her ladyship and the young man before mentioned.

That the deponent then gathered from Lady Cork's servants, that the said young man, whose name she understood to be Newby, had called at her ladyship's house two or three times in all, in the course of the said summer, with some pieces of music; and the deponent then recollected that she had once observed, during the said summer, some pieces of music laying upon a table in the hall, which she believes was either brought by Mr. Newby, or left out by Lady Cork for him; and the deponent, so far from thinking

that an improper intimacy ever subsisted between her Ladyship and Mr. Newby, says that she, from the very bottom of her soul, does believe the charge to be a false and a groundless one; and that her ladyship is as innocent of any criminal intercourse with Mr. Newby, as the child unborn.

She further saith, That she has several times seen Lady Cork write; and, by that means, and by having frequently seen papers and memorandums of her writing, she is well acquainted with her manner and character of hand writing; and, having now carefully viewed the letter or paper writing now shown to her, marked with the letter C. she saith, that she believes that the whole series and contents thereof, and the superscription thereon, to be of the proper hand-writing of Lady Cork; and that Lady Cork, several times mentioned therein, (and who as she verily believes wrote the same) and the Right Hon. Ann, Countess of Cork and Orrery, by her before mentioned, was and is one and the same person.

To the eleventh and twelfth articles of the said libel, and to the several paper-writings therein pleaded and exhibited, now marked with the letters D, E, F, G, and H, produced and shewn to her, she saith, That having carefully viewed the same, and the superscription of such of them as are directed, she, from the knowledge she hath of Lady Cork's hand-writing, does believe the whole series and contents of the said five paper-writings and the said superscriptions, to be all of the proper hand-writing of Lady Cork; and she doth believe, that Lady Cork, who is mentioned therein, (and who as she believes wrote the same) and the Right Honourable Ann, Countess of Cork and Orrery, to be one and the same person; and she does apprehend that Mr. Newby, several times mentioned therein, Mr. Newby to whom they are directed, and Mr. Newby the young man herein before mentioned, was and is one and the same person: and, referring to what she hath before deposed, she knows not farther to depose to the said articles; save that she never heard Lady Cork play upon any musical instrument;

nor has she any such in her house, except a guittar, which she had when the deponent went to live with her ; but she believes that her ladyship SINGS.

To the thirteenth, fourteenth, and fifteenth articles, she says, that she never heard, from any of Lady Cork's servants, the least circumstance that could warrant a suspicion, that there was any thing improper between her ladyship and the said Mr. Newby : and she never heard till now, and does not believe, that Lady Cork ever denied herself, or gave orders to be denied when Mr. Newby has been with her ; that she went to Black-heath as often, in the summer of the year 1779, as she had ever done ; and did not stay in town, as the deponent believes, more that year than she usually did : and, referring to what she hath before deposed, she cannot farther depose to the said articles.

To the sixteenth, seventeenth, eighteenth, and nineteenth articles of the said libel, and to the paper-writings, marked with the letters I, and K, therein pleaded and exhibited, and now produced and shewn to her, she saith, that having care-

fully viewed the same, she does believe, from the knowledge she hath of Lady Cork's hand-writing, the whole series and contents thereof, and the superscriptions thereon, to be all of the proper hand-writing of Lady Cork: and she does believe that Lady Cork, mentioned in the said paper-writings, and the Right. Hon. Ann, Countess of Cork and Orrery, was and is one and the same person: and that Mr. Newby, also therein mentioned, and Mr. Newby, to whom the same are superscribed, and Mr. Newby by her before mentioned, was, and is one and the same person: and, referring to what she hath before deposed, she knows not further to depose to the said articles.

The same witness on interrogatories, administered on part of the Right Hon. Ann, Countess of Cork and Orrery, party in this cause.

To the first interrogatory the witness (being first reminded of the nature of an oath, and of the sin and danger of perjury, and admonished to speak the truth)

answered, that she first came to know Lady Cork, by going to live with her as house-keeper, which was seven years ago last January, and she hath ever since continued to live with her in that station.

To the second interrogatory she answers, That she never saw or knew of any impropriety in Lady Cork's conduct, and never suspected, or had the least reason to suspect her ladyship capable of any act, not strictly virtuous and honourable.

To the third interrogatory the respondent answers, That Lady Cork is a person of the most amiable manners and disposition; and the respondent believes her to be unexceptionably virtuous.

ELIZABETH CROSS.

March 7, 1781.

The Deposition of Ann Newnam.

ANN NEWNAM, spinster, lady's woman to the Right Honourable Ann, Countess of Cork and Orrery, aged about thirty years, a witness produced and sworn.

C

To the sixth, eighth, ninth, and tenth, articles of the said libel, she deposes and says, That she went to live as lady's woman to the said Lady Cork, some time on or about the ninth of September, 1775, and hath continued to live with her ever since, in that station; and, by that means, came well to know her ladyship.

That she knows Lord Cork, the producent, only by sight; that ever since this deponent hath lived with Lady Cork, the said Lord Cork and Lady Cork have lived separate and apart from each other, and have so done ever since the year 1774, as this deponent hath understood and verily believes. That this deponent always understood and believes, their separation was a matter of mutual agreement: and Lord Cork hath never, to this deponent's knowledge or belief, since she hath lived with the said Lady Cork, by himself, or any friend, applied to her to live with him again.

This deponent further saith, that she seldom knows what company Lady Cork has with her; and then only when the deponent wants to speak to her Ladyship,

and enquires of the footman, if she has any body with her, and whom: that with respect to Mr. Newby, she never saw him but once in her life; and that so slightly, that she should hardly know him again, if she were to see him: that the time that she so saw him, was one day in the course of the summer of the year 1779, in the forenoon, at her ladyship's house in Queen-street, Berkley-square, and happened as follows:—That, wanting to speak to Lady Cork about Miss Montague, the deponent (as it is always her custom so to do) enquired of one of the footmen if her ladyship had any company; and was told she had Mr. Newby with her: that the deponent had heard his name mentioned before by some of the family, as a person who had waited upon her ladyship with some music; and, thinking him a person not very particular, she immediately went to the drawing-room, where Lady Cork usually sits, and knocked at the door, and was desired by her ladyship to come in, which the deponent did, just by the door and told Lady Cork her business; and the deponent

then saw the said Mr. Newby sitting in the room, with his hat in his hand ; but how long he had been with Lady Cork, or what stay he made, the deponent cannot say, and further than she believes he did not stay long.

She further saith, That one time in the course of the said summer, she remembers that Lady Cork gave her a note to give to one of the footmen to take to Mr. Newby ; and the deponent read the direction and saw it was to Mr. Newby ; but she cannot now recollect whether it was before or after her seeing Mr. Newby as before mentioned.

She further saith, That she never, in her life suspected, nor had the least ground in the world to suspect, that any thing improper or unbecoming, or what was not strictly honourable, ever passed between Lady Cork and Mr. Newby ; and she never heard that a suspicion of the kind was ever entertained in her ladyship's family ; that she hath lived with Lady Cork, and near her person, going on six years ; and she can safely say, she never remarked any thing in her conduct, but what was truly virtu-

ous; and she looks upon the present charge against Lady Cork, as one of the most unjust that ever was.

She further saith, that she hath frequently seen Lady Cork write, and hath received letters from her to give the footman; and she is thereby well acquainted with her manner and character of hand writing; and, having now carefully viewed the letter or paper-writing, marked C, now produced and shewn to her; and the superscription thereon also shewn to her, she saith, that she verily believes the whole series and contents of the said paper writing, to be of the proper hand writing and superscription of Lady Cork; and she believes, that Lady Cork, several times mentioned therein, and the Right Honourable Ann, Countess of Cork and Orrery, was and is one and the same person; and further to the said articles she cannot depose.

To the eleventh and twelfth articles of the said libel, she deposes and says, That, having now viewed, and carefully perused the several paper writings, marked D, E, F, G, and H, now produced and shewn to her, she does believe, from her

knowledge of Lady Cork's manner and character of hand writing, as before set forth, the whole series and contents of the said paper writings, and the superscriptions on such of them as are directed, to be of the proper hand writing of the said Lady Cork; she also believes that Lady Cork, who appears to have wrote and sent the said letters, and who is mentioned therein respectively, and the Right Honourable Ann, Countess of Cork and Orrery, was and is one and the same person; and that Mr. Newby, several times mentioned therein, and Mr. Newby, to whom such of them as are superscribed are directed, and to whom as she apprehends they were sent, and Mr. Newby whom she saw as before mentioned, was, and is likewise one and the same person: and, referring to what she hath before deposed, she cannot further depose to the said articles; save that she believes Lady Cork plays upon a guittar, the deponent having heard her once or twice play upon one; and the deponent hath frequently heard her sing. That, excepting such guittar, which she had when this deponent went to live with her, she had no other musical instrument in her house.

To the thirteenth, fourteenth, and fifteenth articles of the said libel, she deposes, and says, That she never heard of the circumstance of Lady Cork's giving orders to her servants to deny her when the said Mr. Newby hath been with her, and is convinced it must be false, as it would have appeared to the family in so extraordinary a manner, that the deponent is certain she must have heard of it.

She further saith, That at the time this deponent went to speak to Lady Cork, when Mr. Newby was with her, as before mentioned, she did not remark but that her ladyship was serene as usual; nor did she observe that her cloaths were otherwise than they should be: and, referring to what she hath before deposed, she knows not farther to depose to the said articles; save, that Lady Cork was out of town as often, during the summer of the year 1779, as she had been the year before; which was generally at the Earl of Sandwich's house, at Blackheath; where she has staid for a week or a fortnight together, and where this deponent always attended her.

To the sixteenth, seventeenth, eighteenth, and nineteenth articles of the said libel, she says, that having now carefully viewed the two paper writings, now shewn to her, marked I, and K, she does believe, from the knowledge she has of Lady Cork's hand writing; that the whole series and contents of the said two paper writings; and the superscriptions, or address thereon, to be all of the proper hand writing of Lady Cork: and she does also believe, that Lady Cork, mentioned in the said two paper writings, and the Right Honourable Ann, Countess of Cork and Orrery; and Mr. Newby also therein mentioned, and Mr. Newby to whom the same are directed, and Mr. Newby whom the deponent once saw, as before mentioned, were, and are the same persons: and, referring to what she hath before deposed, she knows not further to depose to the said articles.

The same witness on interrogatories, administered on behalf of the Right Hon. Ann, Countess of Cork and Orrery, party in this cause,

To the first interrogatory the witness (being reminded of her oath and admonished) answers, that she first came to know Lady Cork, by going to live with her as woman, which was sometime on or about the ninth of September, 1775, and she hath lived with her in that capacity ever since.

To the second interrogatory, she answers, That she had no caution given her by Lady Cork, or by any other person, not to come in to the room to her Ladyship when Mr. Newby hath been with her.

To the third interrogatory, she answers, That having occasion to speak to Lady Cork one day, in the course of the summer of the year 1779, (and which she hath already particularly mentioned in her examination in chief) she first tapped at the door of the room where her ladyship and Mr. Newby were sitting; and she saith, that it was and is her constant custom, when she had occasion to speak to her ladyship, first to tap at her door: that upon the respondent's tapping at the door, at the time Mr. Newby was so with her, La-

dy Cork immediately (from within) desired the respondent to come into the room, which the respondent accordingly did, and spoke to her; and the respondent did not observe that her ladyship's dress appeared in the least discomposed or tumbled; nor did she remark the least confusion or agitation in either her ladyship or Mr. Newby: that he was sitting in a chair, with his hat in his hand; and, upon the respondent coming in to the room, her ladyship arose and came to her, and spoke to her, and the respondent saw not the least impropriety to make a remark of.

To the fourth interrogatory, she answers, That Lady Cork hath lived in the same house in Queen-street, ever since the respondent hath lived with her; and the same is a corner house; that the room, in which her ladyship and Mr. Newby were sitting (as before mentioned) is the drawing room, and the room in which her ladyship constantly sits, and where she sees all persons who come to her: that the said room is up one pair of stairs, and the corner of the said street, with a bow window in it; and, from its situation; and having

five windows in it, the same is very much overlooked by many of the neighbouring houses; from which may be seen, almost whatever passes in the said room: that the said room is adjoining the stair case, and opens thereon; and the respondent verily thinks that persons going up and down stairs, may, in some measure, hear what passes therein.

To the fifth interrogatory, she answers, That she hath not, during the whole time that she hath lived with Lady Cork, ever seen or known any impropriety in her ladyship's behaviour or conduct; and she never suspected her ladyship of any act not strictly virtuous and honourable.

To the sixth interrogatory, she answers, That she can say, with truth, that she believes Lady Cork unexceptionably virtuous; and that she is a lady of most amiable manners and disposition.

ANN NEWNAM

*March 9, 1781.**The Deposition of Alexander Rice.*

ALEXANDER RICE, box book-keeper, at the Theatre Royal in the Hay-Market, aged about thirty two years, a witness produced and sworn.

To the ninth and fifteenth articles of the said libel, he deposes and says, That he is box-book-keeper, at the Theatre Royal in the Hay Market, and hath been so for the three last summer seasons; and he, by that means, came to know Lady Cork, who frequented the said theatre.

He further saith, That during the summer season of the year 1779, but more particularly he cannot recollect, he one time waited upon her ladyship, at her house in Queen-street, May-Fair, in the county of Middlesex, respecting her ladyship's engaging a box for that or a future night; and she told the deponent she wanted a piece of music wrote out, and asked him if he would deliver a letter for her to Mr. Newby; thereby meaning one of the gentleman of the band belonging to the said

theatre; and the deponent told her ladyship he certainly would, and she thereupon said she would send such letter to the deponent by her servant; and some time in the afternoon of that same day, as this deponent believes, he received a note from Lady Cork, by one of her ladyship's servants, inclosing another note, directed to the said Mr. Newby; which her ladyship, in her note to this deponent, desired he would give as directed; and the deponent accordingly, that same evening, before the play began, delivered the same to Mr. Newby in the orchestra.

That to the best of his remembrance and belief (but he does not positively speak) Mr. Newby, in the course of the evening, came round to the deponent, and gave him to understand, that Lady Cork had wrote to him for a piece of music, and which, he said, he should not be able to write out by the time her ladyship desired it; and the deponent thinks, that Mr. Newby, at the same time, left a note with him to give to Lady Cork, as an answer, to her ladyship's note to him, and which, the deponent apprehends he delivered to Lady Cork, or her servant,

of course : and, from that circumstance, he thinks Lady Cork was certainly at the theatre that night.

He further saith, That he is certain that her ladyship was several times out of town during the before mentioned season ; for he received several letters from her in the country ; which letters were to inform the deponent, what day she should be in town, and to desire him to engage such a box for her ; that her ladyship was a pretty constant frequenter of the said theatre, and might be there, during the said season, generally about three or four times a week, but not more, as the deponent believes, upon the average : that it is not the custom of the said theatre, ever to engage a box for the season ; but any gentleman or lady, wishing for a particular box (which is often the case) and sending in time, may always have it, disengaged.

That the box which Lady Cork always fixed upon, and sat in (if disengaged) is next adjoining to the King's stage box, and is near the end of the orchestra where the person who plays upon the violincello usu-

ally sits, and which the said Mr. Newby played that season.

He lastly saith, That he is frequently upon the stage, and at other places in the theatre, during the performance; but he never remarked any thing in Lady Cork's behaviour, that gave him the most distant suspicion that her ladyship had any attachment for the said Mr. Newby, nor did he ever hear such a thing suggested, till after the close of the season; when a person called upon him, as he imagines on the part of Lord Cork, and interrogated him as to what he knew of any such matter; and it was, by meeting Lord Cork upon the same business, that he came to know his Lordship; and further to the said articles he cannot depose.

The same witness on interrogatories, administered on behalf of the Right Hon. Ann, Countess of Cork and Orrery.

To the first interrogatory, the witness (after being reminded of his oath and admonished) answers, That he was appointed box-keeper to the Theatre Royal in

the Hay Marker, at the beginning of the season of the year 1778; and has ever since belonged to the theatre in that capacity; and he came to know Lady Cork soon after he was so appointed, by her frequenting the same, that the respondent also belonged to Covent Garden Theatre, in the quality of a numberer; and the present is the second season that he hath belonged to the same.

To the second interrogatory, the respondent answers, That Lady Cork hath very frequently been at both the said theatres, ever since he hath belonged to the same: that Lady Cork, whenever she comes to either of the said theatres, generally sits in the box next the King's stage-box, on the left side of the house; but the said box is not called Lady Cork's box at either of the said theatres, but when she sits in the same: that Lady Cork hath constantly had a party of people of distinction with her, when she hath come to the Hay Market theatre, and believes she had always a party with her when she came to Covent Garden theatre.

To the third interrogatory, he answers, That Mr. Newby has never been a performer, or otherwise, at Covent Garden theatre, since the respondent hath belonged thereto.

To the fourth interrogatory, the respondent answers, That he is frequently upon the stage, and in other places, at the Hay Market, during the performance, from whence he can see the company in the boxes ; and he never, in his life, saw any impropriety, or any thing particular or remarkable, in Lady Cork's behaviour to the said Mr. Newby : and the respondent verily thinks, if there had been any thing remarkable in her ladyship's behaviour to Mr. Newby, he must have seen it.

To the fifth interrogatory, he answers, That, when any pieces of music are performed at the theatre, if a person of distinction wants the same, the respondent supposes the most likely method of obtaining them, is to send one of the performers.

A. RICE.

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*March 17, 1781.**The Deposition of Nathaniel Vick.*

NATHANIEL VICK, servant to the Right Honourable Ann, Countess of Cork and Orrery, aged twenty-six years, a witness produced and sworn.

To the sixth, eighth, ninth, and tenth articles of the said libel, he deposes and says, That on or about the 2d of February, 1777, he went to live with the said Lady Cork as her footman, at her house, in Queen-street, May-Fair, and has continued to live with her ever since in that capacity; during all which time, the said Lady Cork hath lived separate and apart from her husband the Right Honourable the Earl of Cork and Orrery, whom the deponent only knows by sight.

He further saith, that in the course of last June was twelvemonth (but more particularly he cannot remember) a gentleman, then a stranger to the deponent, called at Lady Cork's house, sometime in the forenoon of the day, and desired this deponent to tell her ladyship that his name

was Newby, and that he had waited upon her with some music : that this deponent carried such message to her ladyship ; and, by her desire, he shewed the said Mr. Newby into the drawing-room, where her ladyship was sitting : and the deponent then saw him take some music out of his pocket. That the said Mr. Newby staid with her ladyship, about a quarter of an hour, and then went away. And the deponent upon going into the room after he was gone, saw some music lying upon one of the tables. That, to the best of the deponent's recollection, as to time, Mr. Newby called again, about four or five days afterwards, in the forenoon, and the deponent, as before, carried his name to her ladyship, and shewed him up into the drawing-room, where she was sitting ; and the deponent thinks he might stay half an hour with her ladyship : that the deponent observed, that he again brought music with him ; and he saw it lying on one of the tables after he went away. That, to the best of the deponent's remembrance, Mr. Newby did not call again upon her

ladyship, for a fortnight, or three weeks; that, when he called the third time, he told the deponent he had brought some music for her ladyship; and the deponent took in his name to her ladyship, and she desired the deponent to shew him up, as before; and the deponent thinks he might make the same stay as before. That he called again about three or four days afterwards, and brought music with him, and was shewn into the drawing-room to her ladyship, as before; and made his usual stay of half an hour. That the deponent is in doubt, whether he called a fifth time; that, if he did, it was the last time the deponent ever saw him: and he saith, that he never had the least idea, that any thing but what was strictly innocent, ever passed between the said Lady Cork and Mr. Newby; nor was there any part of her ladyship's behaviour to him, as the deponent ever observed himself, or heard from others, whereon to found a suspicion to the contrary. And he does verily, and in his conscience believe, the charge brought against Lady Cork, for committing adul-

tery with the said Mr. Newby, to be entirely false.

He further saith, that he has frequently seen Lady Cork write, and is hereby well acquainted with her manner and character of hand-writing; and, having now viewed, and carefully perused the letter, or paper-writing, now shewn to him, marked C, he saith, that he verily believes the whole series and contents thereof, to be of the proper hand-writing and superscription of Lady Cork; and he does believe, that, Lady Cork, several times mentioned therein, and who, as he verily believes, wrote the same; and the Right Hon. the Countess of Cork and Orrery, was, and is one and the same person. And further to the said articles he knows not to depose; save that he understood that Mr. Newby was a musician at the theatre in the Hay Market.

To the eleventh and twelfth articles of the said libel, he deposes and says, That between the intervals of time that Mr. Newby so called upon her ladyship, he hath received notes from Lady Cork, directed to Mr. Newby, together with some

music to be returned; which, by her ladyship's direction, he hath given to one of her chairmen to take to Mr. Newby. That the notes he so received from her ladyship, directed to Mr. Newby, were not (to the best of his recollection) above three or four in number; that he believes Lady Cork plays a little upon the guittar, having seen her now and then take one in her hand; and he hath several times heard her sing: that, excepting the guittar, which she had when the deponent went to live with her; she had no other musical instrument in her house. He further saith, that, as by him before deposed, he is well acquainted with Lady Cork's manner and character of hand-writing; and, having now carefully viewed the five several paper-writings, marked D, E, F, G, and H, now shewn to him, and the superscriptions on such of them as are directed, he saith, that he verily believes the whole series and contents of the said five paper-writings, and the said superscriptions, to be all of the proper hand-writings of Lady Cork; and he also believes, that Lady Cork, who (as he believes) wrote and

sent the said letters, and who is mentioned therein, and the Right Hon. Ann, Countess of Cork and Orrery, was, and is one and the same person; and that Mr. Newby, several times, mentioned therein, and Mr. Newby to whom such of them as are superscribed are directed, and who, as he apprehends, received the same from the messenger to whom they were given (by, or by the direction of Lady Cork), and Mr. Newby, who called upon her ladyship, as before mentioned, was, and is one and the same person; and, referring to what he hath before deposed, he knows not further to depose to the said articles.

To the thirteenth, fourteenth, and fifteenth articles of the said libel, he deposes and says, That he never received any orders from Lady Cork (when Mr. Newby hath been with her) to deny any one: and, if any such orders had been given this deponent must have received them, as her ladyship had, at that time, but one footman, which was this deponent, whose business it was to open the door, and carry in messages to her ladyship. And this deponent can take upon himself to

say, that her ladyship's sister was never denied admittance when Mr. Newby was with her, or at any other time: that the deponent never, at Mr. Newby's departure, went to the window to look after him; nor did he ever remark that any of the family did. That he verily believes Mr. Newby never was with her ladyship, but what he went into the room to carry messages to her; and he never remarked any thing that could give him a suspicion, that any thing improper passed between them; nor did he ever hear a remark of the kind made by any of the servants in the family.

He further saith, That her ladyship was backwards and forwards, as usual, at Lord Sandwich's house, at Blackheath, during the whole of the summer of the year 1779; where she staid sometimes a week and more together. That she was frequently that Summer at the theatre in the Hay-market; but not more so, he believes, than at any other Summer: that her ladyship mostly sat in the box, next to the King's stage-box, whenever she went there; and, referring to what he hath be-

fore deposed, he knows not further to depose to the said articles.

To the sixteenth, seventeenth, eighteenth, and nineteenth articles of the said libel, he deposes and says, That no letter that Lady Cork ever sent to Mr. Newby, was, to this deponent's knowledge or belief, brought back again by the messenger carrying the same: and the paper-writings, marked I and K, being now produced and shewn to him, and he having carefully viewed the same, saith, that he believes, from his knowledge of her ladyship's hand-writing, the whole series and contents thereof, and the superscriptions thereon, to be all of the proper hand-writing of the said Lady Cork; and he believes that Lady Cork, mentioned in the said paper-writings, and the Right Hon. Ann, Countess of Cork and Orrery; and Mr. Newby, also therein mentioned, and Mr. Newby, to whom the same are superscribed, and Mr. Newby who called upon her ladyship as before mentioned, were and are the same persons: and, referring to what

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he hath before depofed, he knows not further to depofe to the faid Articles.

The ſame witnefs on interrogatories, adminiſtered on behalf of the Right Hon. Ann, Counteſs of Cork and Orrery.

To the firſt interrogatory (the witnefs being reminded of his oath and admoniſhed) answers, That he hath lived with her ladyſhip, as her footman, four years the ſecond of laſt February, and ſtill continues to live with her as ſuch: that he knew her ladyſhip by ſight, ſeveral years before he went to live with her.

To the ſecond, he answers, That he never had the leaſt caution given him by Lady Cork, or by any other perſon, not to come into the room to her, when Mr. Newby has been with her.

To the third interrogatory, he answers, That Mr. Newby was with Lady Cork about four or five times in all, and generally ſtaid with her ladyſhip about half an hour, or three quarters of an hour; and at all the times that he ſo waited upon her ladyſhip, he was ſhewn up into her draw-

ing-room, in which her ladyship always sits and receives persons: that he never had any orders to deny Lady Cork to any person or persons whatever, when Mr. Newby was so with her; and never did deny her at any of such times: and, at all and every of the said times, the respondent went into and came out of the said room where they were sitting, just as circumstances made it necessary, without any restraint whatever, and in the same manner as if any other person was with her ladyship: and he never, at any of such times, found the door fastened when he was going into the room; and he verily believes the same never was fastened.

To the fourth interrogatory, he answers, That he never, at any of the time or times he went into the said room where Mr. Newby was with Lady Cork, observed that either Lady Cork or Mr. Newby ever appeared the least agitated or confused, or her ladyship's dress rumpled or discomposed; and he never saw any thing improper, or any indecorum pass between them; and he never, in his life, suspected

that any thing improper had passed between them.

To the fifth interrogatory, he answers, That Lady Cork's house in town, from the time the respondent hath lived with her, has been the corner of Queen-street, May Fair : that the room, in which her ladyship always used to see Mr. Newby, is the room in which her ladyship receives all persons who come to her : that such room is up one pair of stairs, and the corner of the street, with a bow-window to it ; and, from the situation, and the number of windows in the said room, it is very much overlooked by many of the neighbouring houses ; and, whatever passes in the said room, may be seen from the said houses : that the said room is close adjoining to the stair-case, and persons going up and down stairs, may hear what passes therein.

To the sixth, he answers, That he hath never, during the whole of the time he hath lived with Lady Cork, seen or known of any impropriety in her ladyship's behaviour or conduct ; nor hath he ever suspected her ladyship of any act not strictly virtuous and honourable ; and that her la-

dyshipis of an amiable disposition, and un-exceptionably virtuous, as he verily believes.

To the seventh, he answers, That some time in march last, a chairman brought a message to him at Lady Cork's, that there were two persons at the Blue Posts, a public house in Bond-street, who desired to speak with him : that he immediately went to the said house, and, upon his enquiring for the said persons, he was shewn into a room up stairs ; and he there saw a person, dressed in black, who called for some punch, and pressed the respondent to drink, and said that he and his friend had desired to see the respondent, but that his friend had slept out, and would return in a few minutes. The deponent further saith, That the said person never returned ; and that the said person in black, was John Colledge, as he afterwards found out ; and had lived with Lord and Lady Cork, when they lived together : that such person told the respondent, he was employed by Lord Cork to enquire into a matter of much consequence, which he said, the respondent might be able to sa-

tisfy him in ; and he thereupon began to enquire what persons visited Lady Cork, and whether she had not a great connection ; and he asked the respondent if he could not recollect Mr. Newby ; and the respondent, not immediately recollecting the name, said he could not : and the said John Colledge said, he was sure the respondent must know every thing ; and that, if he would speak out, respecting what he knew had passed between Lady Cork and Mr. Newby (which he hinted was of a very criminal nature) the respondent should have no cause to repent ;—that he should be handsomely rewarded for it : that they soon afterwards parted ; and the respondent, the next day, received an anonymous note, desiring him to meet the parties at such a place ; but, suspecting they had some bad design of injuring Lady Cork's reputation, he did not go ; that he afterwards received two other notes to the same effect ; but, having the like suspicion, he paid no attention to them.

NATHANIEL VICK.

May 3, 1781.

The Deposition of the Rev. Dr. Thomas Eyre.

The REV. THOMAS EYRE, Doctor of Laws, of Chilmark, in the county of Wilts, aged about fifty years, a witness produced and sworn.

To the second and fifth articles of the said libel, he deposes and, says, that he well knows Lord Cork, party in this cause, and has so known him upwards of eighteen years; and came first to know him by his lordship's having a seat at Marlston, in the county of Somerset, in the neighbourhood whereof this deponent then possessed a living: that, by means of his acquaintance with Lord Cork, he soon afterwards came to know Lady Cork, his wife, the other party in this cause, by her coming down on a visit to Lady Torrington, his lordship's sister, at Marlston, aforesaid. That her name was then Courtenay, and she was a single person. That about a month after she so came down, a marriage took place between her and the said

Lord Cork ; and they, for that purpose, went to town ; and the deponent, by particular desire of his lordship, accompanied him to town, for the purpose of performing the ceremony ; and accordingly, on Friday, the 31st of August, 1764, by virtue of a special licence, granted for that purpose, by the most Reverend Father in God, Thomas, then Archbishop of Canterbury, the said Lord Cork, and Lady Cork, (then Ann Courtney, spinster) were lawfully joined together in holy matrimony, at the dwelling-house of the Earl of Sandwich, situate at White-hall, in the parish of St. Martin in the Fields, in the county of Middlesex, by this deponent, who was then, and still is, a priest or minister in holy orders, of the church of England, according to the rites and ceremonies of the said church ; and they were by him pronounced to be lawful husband and wife, in the presence of the said Earl of Sandwich, and a Mrs. Poyntz, Lady Cork's sister : and the said Lord and Lady Cork have ever since been so accounted, reputed, and esteemed to be by and amongst their neighbours, friends, acquaint-

tances, and others. That from and after the solemnization of the said marriage, the said Lord and Lady Cork immediately went to his lordship's seat at Marston; where they lived and cohabited together as man and wife; and they continued, as the deponent verily believes, to cohabit as man and wife for several years, and they then separated; but when, in particular, their separation took place, the deponent cannot set forth: that, during their said cohabitation, they had several children, great part of whom are still living: and further he knows not to depose to the said articles.

May 5, 1781,

The same witness on interrogatories, administered on behalf of Lady Cork, party in this cause.

To the first interrogatory, he answers, That he hath known Lord Cork, the pro-
ducent, and Lady Cork, the ministrant,
about eighteen years; that he believes the
separation between them took place some

time in or about the year 1773, That he cannot say, of his own knowledge, from what cause such separation happened; as he had just returned from abroad, after an absence of two years, about the time that the same took place; and was very soon afterwards himself married; and from that time, chiefly resided in the country; so that he had little or no opportunities of seeing either of the parties. To the second interrogatory, he answers, That, for the last twelve years, he hath not lived in any habit of intimacy with Lord Cork; having chiefly resided in the country, as before mentioned; and therefore he cannot, of his own knowledge, speak of his being of a loose, vicious, and debauched character: and, for the same reason, he apprehends, it is impossible for him, with any degree of justice, to speak to his Lordship's general reputation in that respect.

To the third interrogatory, he answers, that, as far as he knows and believes, Lady Cork is an amiable and virtuous person, and generally esteemed and regarded as such.

THOMAS EYRE.

9th June, 1781.

The Deposition of Thomas Gray.

THOMAS GRAY, of Piccadilly, in the county of Middlesex, aged fifty years, a witness produced and sworn.

To the eighth and fifteenth articles of the said libel, he deposes and says, that he has for many years last past, performed as a Musician at the Theatre in the Hay-Market, and that he well knows John Charles Newby; and to the best of his recollection, the said John Charles Newby was employed to play the Violencello, from the time Mr. Coleman first became manager of the said Theatre (which was about four years ago) till the expiration of the Season in the year 1779.

He further saith that he remembers, that a Lady pretty constantly attended the said Theatre that Season, and generally sat in the box next to the king's box; and which is at the end of the orchestra, where the person playing the Violencello always sits; and he remembers observing that the

faid lady's attention seemed much drawn ; and she very frequently, with her glafs, looked towards that part of the orchestra : but he never observed any thing particular or remarkable in her behaviour to the faid John Charles Newby ; nor did he observe that she seemed particularly to look at him : that the deponent did not know who the faid lady was, till about the conclusion of the faid season ; when enquiring, he was told she was Lady Cork : and he hath several times since seen the faid lady at public places, and knows her to be Lady Cork : and further he knows not to depose to the faid articles.

THOMAS GRAY.

31st May, 1781.

The Deposition of Sophia Van Ryne.

SOPHIA VAN RYNE, of Piccadilly, in the county of Middlesex, spinster, aged twenty-four years, a witness produced and sworn.

To the faid libel, she deposes and says, that she knows Lord Cork, the party pro-

ducent; and came to know him some time in the Summer of the year 1779, by frequently seeing him at colonel Cox's at Cox-heath, in the county of Kent, and being in his company there: that she has no knowledge of Lady Cork, his lordship's wife (the other party in this cause) excepting that she remembers that her ladyship was once pointed out to her at Drury-lane play-house. She further saith, that she well knows John Charles Newby; and first came to know him about five or six years ago; and, from about the month of November, 1778, to the month of March or April following (to the best of her recollection as to the time) this deponent lived with the said John Charles Newby; first in lodgings, at the house of a Mr. Robbins, in Oxford street; and afterwards, in other lodgings, at the house of a Mr. Drummond, in Tavistock-street, Covent Garden; where they lived when this deponent left him (which was on or about the said Month of March or April;) and where the said John Charles Newby continued to live, till some time on or about the month of February,

or March, 1780; this deponent knowing, as she occasionally visited there, down to that time.

That the said John Charles Newby is about thirty years old, as she believes; and, at the time this deponent first knew him, was engaged at the public theatres, as one of the band: and so continued to be, as this deponent believes, till sometime on or about the beginning of the year 1789; this deponent occasionally seeing him play among the band till nearly down to that time.

She further saith that, sometime in or about the month of August, 1779, this deponent dined with the said John Charles Newby, at his lodgings in Tavistock-street; and, after dinner, in the course of conversation, he mentioned to the deponent that he had had an intrigue with a countess; and, upon the deponent's saying she did not believe it, he said it was with Lady Cork (thereby meaning Lady Cork, party in this cause;) and that he could shew the deponent her letters, with her name and her seal to them: and he there-

upon went to his drawers, and brought the deponent several letters, to the number (as she now best remembers and believes) of sixteen or eighteen: and, while this deponent was turning them over, and reading them, he said she had no occasion to read any more of them; for that they were all wrote in the same manner; and that she would not discover any thing from them, as they were all wrote as if they were about music only. That the deponent read some few of them, and found them really to be from Lady Cork; and observed her seal, which was a coronet and cypher, affixed to several of them: and it induced her to believe what the said John Charles Newby had told her with respect to Lady Cork. That she returned the said letters, to him, and he put them into the drawer, from whence he had taken them; and soon after, going out to attend his business at the Theatre, this deponent, when he was gone, impelled by curiosity, went to the said drawer, which was unlocked, and read the whole of the said letters; and found them to be to the effect mentioned by John Charles Newby, concerning music; and the several letters,

or paper-writings, marked C, D, E, F, G, H, I, and K, pleaded and exhibited in the said libel, being now produced and shewn to her, and she having carefully inspected the same, saith, from their general appearance, and what she remembers of the hand-writing and contents, she does verily and in her conscience believe, they are eight of the very letters, or notes, which the said John Charles Newby so shewed her, and which she read, as before-mentioned; and which she afterwards, at the particular request of Lord Cork, obtained, and gave to him.

She further saith that, after the conversation above-mentioned, she had several other conversations with the said John Newby, in the course of the said year 1779, respecting his connexion with Lady Cork; and she well remembers his telling her, in those conversations, that the way in which Lady Cork first introduced herself to him, was by sending him a letter by Rice the book-keeper at the Hay-Market Theatre; and that, if he had not received such letter, he said his intention was to have wrote to her, as her behaviour to

him in public was so particular: that he waited upon her at her house in Queen-street, May Fair, in consequence of that letter; and, by her desire, waited upon her again: and that during their intimacy, which only lasted (as he told the deponent) about twomonths, and was then just broke, when he first mentioned it to the deponent, he called several times as by appointment; and that, the third or fourth time of his going he lay with her; (thereby meaning that he had the carnal use and knowledge of her body;) and that she made the first advances to him: and that, during their intimacy, he lay with her several times; and that once, in particular, he lay with her upon a chair, when she was full dressed, and going to Court: and that he used frequently to stay with her from eleven in the forenoon till five or six in the afternoon: and, upon the deponent's asking him whether, by staying so long, he was never interrupted by company coming; he said Lady Cork always gave orders to be denied to every body.

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And the said John Charles Newby further mentioned, that he was at last quite ashamed of Lady Cork's servants staring at him; and that they used to get together for that purpose, and look over the blinds of the windows as he went out; that the door of the room, where he and Lady Cork were, was never locked; and that he observed that her woman came in several times, when not called for; that she was once very near surprising them upon a sofa: and at last, tired of the connection, he wrote her a letter, informing her he was a married man; which he said he thought the most likely means of breaking off the connection; that after that, Lady Cork sent him several letters; and being importuned with them, he at last gave orders to his servant not to receive them: or the said John Charles Newby, in the conversations the deponent frequently had with him upon the subject, expressed himself to that or the very like purport or effect. And the deponent, by seeing the before-mentioned letters from Lady Cork, to the said John Charles New-

by, and also by what she otherwise heard, was induced to believe the truth of what the said Charles Newby said, respecting his intimacy with Lady Cork; and she does verily and in her conscience believe, the said John Charles Newby and Lady Cork, had, during the aforesaid intimacy, several times the carnal use and knowledge of each other's bodies, and thereby committed adultery; and further to the said Libel she knows not to depose, save, that the person who pointed out Lady Cork to the deponent, as mentioned in the former part of her deposition, was the said John Charles Newby, and she remembers it was at the opening of Drury-Lane Playhouse in 1779.

The same witness on interrogatories, administered on behalf of Lady Cork.

To the first interrogatory it was done as directed, and the witness answers, that she comes to give evidence in this cause, at the desire of Mr. Pollitt, Lord Cork's attorney: that the names Sophia Van Ryne,

are the respondent's two names ; and, to the rest of the interrogatories, she conceives she is not obliged to answer, and therefore refuses to answer.

SOPHIA VAN RYNE.)

The Deposition of John Colledge.

JOHN COLLEDGE, at No. 7, Air-street, in the parish of St. James, Westminster, in the county of Middlesex, gentleman, aged about 37 years, a witness produced and sworn.

To the tenth article of the said libel, and to the paper-writing marked with the letter C, therein pleaded and exhibited, the deponent saith, that upwards of fourteen years ago he went to live as servant to Lord Cork, party in this cause, and continued in his service about two years, and by that means came well to know his lordship, as also lady Cork his wife, the other party in this cause ; that during the time he so lived with Lord Cork, he very frequently saw Lady Cork write, and re-

ceived notes, letters, &c. from her, of her hand-writing; and by that means came well to know and be acquainted with her manner and character of hand-writing; and now viewing and carefully inspecting the said paper-writing marked C, now produced and shewn to him, he saith, that he doth verily and in his conscience believe the whole series and contents, and the superscription or address thereon, to be of the proper hand-writing of Lady Cork; and he does believe, and is convinced, that Lady Cork several times mentioned therein, and who, as he believes, wrote the same; and the Right Honourable Ann Countess of Cork and Orrery, party in this cause, was, and is one, and the same person, and not divers: and further to the said article or exhibit he cannot depose.

To the twelfth article of the said libel, and to the paper-writings or exhibits, marked with the letters D, E, F, G and H, therein pleaded and exhibited, and now produced and shewn to the deponent, he saith, after having very carefully viewed

and perused the same respectively, as also the superscription on such of them as are directed, that, as by him before mentioned, he is well acquainted with Lady Cork's manner and character of hand-writing; and he does verily in his conscience believe the whole series and contents of the said five exhibits respectively, and the superscriptions thereon, to be all of the proper hand-writing of Lady Cork; and he does believe, and is convinced that Lady Cork, who, as he believes, wrote the said exhibits, and is mentioned therein respectively; and the Right Honourable Ann Countess of Cork and Orrery, party in this cause, was, and is one and the same person, and not divers.

To the seventeenth article of the said libel, and to the paper-writings or exhibits, marked with the letters I and K, therein pleaded and exhibited, and now produced and shewn to the deponent, he saith, after having carefully viewed and perused the same, as also the superscriptions or address thereon, that he doth verily and in his conscience believe the whole series

and contents thereof respectively, and the superscriptions thereon, to be all of the proper hand-writing of Lady Cork: and he does believe, and is convinced, that Lady Cork, mentioned in the said two paper writings respectively, and the right honourable Ann Countess of Cork and Orrery, party in this cause, to be one and the same person.

JOHN COLLEDGE.

22d May, 1781.

The same witness on interrogatories. administered on the part of Lady Cork, party in this cause.

To the first interrogatory, the witness being reminded of the nature of an oath, and the sin and danger of perjury, and admonished to speak the truth, answers, that he well knew Lord Cork and Lady Cork, parties in this cause, and came so to know them upwards of fourteen years ago; that

he comes to be a witness in this cause by the desire of Mr. Jeffer, Lord Cork's attorney.

To the second interrogatory he answers that he knows the interrogate Peter Osborn and has so known him upwards of five years; and to explain how far he was concerned in this business, he saith, that in consequence of a message from Lord Cork he waited upon him on the 18th of December, 1779, and Lord Cork, after giving him to understand that he had strong reasons to suspect, that an improper intimacy had subsisted between Lady Cork and a Mr. Newby, said he should be obliged to the respondent if he would get at the speech of certain people that he then mentioned, in order to find out if there was any ground for what he suspected; that in consequence thereof, this respondent, on that day, called upon the said Peter Osborn at his house in Shepherd's Market, as being the most likely person to introduce him to the acquaintance of Lady Cork's servants; and the respondent afterwards had several meetings with him upon that busi-

ness, and once or twice at a public-house in Shepherd's Market, in or about the month of January or February 1780; but the respondent declares that he never asked him to become a witness in the cause, nor did he surmise such a thing; that he does remember, in the course of conversation, at one of their meetings at the said public-house, that the said Peter Osborn complained of the badness of the times, and the scarcity of money in business; and the respondent voluntarily of himself, and without any authority of the kind from Lord Cork, offered to lend him then, or at any future time, ten, twenty or thirty pounds, and immediately took a ten pound bank note out of his pocket for that purpose; which the said Peter Osborn declined, saying, at the same time, he was much obliged to the respondent for the offer; but the respondent expressly denies that he treated the offer with contempt, or that he expressed himself as interrogate; and so far from having the least difference, the said Peter Osborn seemed particularly

friendly, and offered him the utmost of his assistance, in introducing him to Lady Cork's servants : and the respondent had several meetings with him upon that business ; and it was the said Peter Osborn himself that more particularly enjoined secrecy, saying, that Lady Cork had always been a great friend to him, and that he would not wish to have it known that he took any part in the business ; and the respondent remembers his particularly saying, that if the respondent wanted to get at the bottom of the business, he must get at the speech of Lady Cork's woman, and one Field, who was then discharged from her ladyship's service ; mentioning, at the same time, that they were looked upon as sweethearts ; and that what one knew, he supposed the other knew ; and farther or otherwise to the said interrogatory, he knows not to answer.

To the third interrogatory he answers, that, in consequence of what the said Peter Osborn had said, with respect to the said Field, this respondent having discovered his address on the third of February 1780,

as interrogate, he wrote a letter to him in Yorkshire, wherein he desired to know whether he, the said Field, was shortly coming to town, or in the course of the winter; if not, whether he would, if requested; for that he the respondent believed his attendance might be necessary, upon a very particular business, thereby meaning the matter in dispute between Lord Cork and Lady Cork, respecting her intimacy with Mr. Newby; that the respondent also, in his said letter, promised that all the expences of the said Field should be paid; and that he should have a handsome present for his trouble, as the respondent in justice ought, for coming so far upon a business, the particulars of which the respondent had not acquainted him with in his letter: and the paper writing, marked A, annexed to the said interrogatories, being now produced and shewn to him, and he having carefully inspected the same, saith, that the said paper writing is of his own proper hand writing and subscribing; and is the very letter so written by him to the

said Field, and referring thereto; and to his aforegoing answers, he knows not further to answer to the said interrogatories.

JOHN COLLEDGE.

19th May, 1781.

The Deposition of Susannah Jones.

SUSANNAH JONES, at No. 4, Piccadilly, in the county of Middlesex, widow, aged about 38 years, a witness produced and sworn.

To the said libel she deposes and says, that she has no knowledge of Lord Cork or Lady Cork, parties in this cause, excepting that she has several times seen a gentleman respecting this business, whom she was told was Lord Cork; she further saith that on Ash Wednesday, in the year 1779, she went to live as servant with the articulate John Charles Newby, at his lodgings at the house of Mrs. Robbins, a perfumer in Oxford-street, and continued to live with him as his servant till about the Michael-

mas following; and she by that means came well to know him, that he is a young man between twenty and thirty years of age; and during the time this deponent lived with him, was employed as a musician at the public theatre; that about a month after the deponent so went to live with him, he left Oxford-street, and took lodgings at Mr. Drummond's, in Tavistock-street, Covent-Garden; where he continued to live and reside when the deponent left his service; she further says, that about a quarter of a year after she so went to live with the said John Charles Newby, but more particularly she cannot recollect, a chairman brought a letter, directed to her said master, which he left with the deponent, and which she delivered to him: but whether he was at home or not, at the time the said letter came, the deponent cannot say; that some short time afterwards, she believes it might be a day or two, the same chairman brought another letter, directed as before, and which the deponent delivered to her said master; and from that time, till within about a

month of the deponent's leaving his service, letters and parcels were constantly brought, two or three times a week, to her said master by the same chairman, or his fellow-chairman; that to the best of the deponent's remembrance, the chairman, the first three or four letters, did not say from whom he had brought them; but afterwards he in general mentioned that he had brought them from Lady Cork; and if her said master happened to be at home, he, for the most part, waited for an answer; and the letters, or paper-writings, marked C, D, E, F, G, H, I and K, pleaded and exhibited in the said libel, being now produced and shewn to her, and she having carefully inspected the same, says, that she really cannot take upon herself to say, whether they are any of the letters that were so, as aforesaid, brought to her said master, or not, as she never took any particular notice of them; and further she knows not to depose to the said libel, save that one time in particular, she remembers one of the aforesaid chairmen came, when her said master was out, and said he

had a letter for her master ; and that there was some money in it ; and that he should have been glad if her master had been at home, for that if he was a generous man, he would give him something to drink ; she also remembers that her said master, after several letters had been brought by the said chairman, desired her, if either of such chairmen should come with a letter again, to say that he was not at home ; and the deponent, in consequence thereof, denied him several times, but took in the letters, and delivered the same to her master ; and she observed, after that, that letters did not come so frequently.

The same witness on interrogatories, administered on behalf of Lady Cork, party in this cause.

To the first, the nature of an oath, and the sin and danger of perjury, were explained to the witness, and she was admonished to speak the truth, as directed ; and she answers, she comes to be examined as

month of the deponent's leaving his service, letters and parcels were constantly brought, two or three times a week, to her said master by the same chairman, or his fellow-chairman; that to the best of the deponent's remembrance, the chairman, the first three or four letters, did not say from whom he had brought them; but afterwards he in general mentioned that he had brought them from Lady Cork; and if her said master happened to be at home, he, for the most part, waited for an answer; and the letters, or paper-writings, marked C, D, E, F, G, H, I and K, pleaded and exhibited in the said libel, being now produced and shewn to her, and she having carefully inspected the same, says, that she really cannot take upon herself to say, whether they are any of the letters that were so, as aforesaid, brought to her said master, or not, as she never took any particular notice of them; and further she knows not to depose to the said libel, save that one time in particular, she remembers one of the aforesaid chairmen came, when her said master was out, and said he

had a letter for her master ; and that there was some money in it ; and that he should have been glad if her master had been at home, for that if he was a generous man, he would give him something to drink ; she also remembers that her said master, after several letters had been brought by the said chairman, desired her, if either of such chairmen should come with a letter again, to say that he was not at home ; and the deponent, in consequence thereof, denied him several times, but took in the letters, and delivered the same to her master ; and she observed, after that, that letters did not come so frequently.

The same witness on interrogatories, administered on behalf of Lady Cork, party in this cause.

To the first, the nature of an oath, and the sin and danger of perjury, were explained to the witness, and she was admonished to speak the truth, as directed ; and she answers, she comes to be examined as

a witness in this cause, at the request of a gentleman whom she has frequently seen upon this business; but whose name she does not now remember, though she has frequently heard it; that she imagines him to be Lord Cork's attorney.

To the second interrogatory she answers, that she first saw the gentleman, whom she was told, and believes to be Lord Cork, some time in the course of last summer, at the house of a Mr. Williams, by Shepherd's Market, Bolton Row, where this deponent then lived servant with a lady; that he came with the gentleman, at whose request she now comes to be examined, and who then, asked her several questions as to what she knew respecting this business; but Lord Cork asked her no questions at all; that she hath seen him several times since, but she cannot pretend to say how often, or when, in particular, excepting the day before yesterday, when he called upon this respondent, at No. 4, Piccadilly, in company with the before-mentioned gentleman, to tell her the time she was to attend to be examined; that it has been at a

Miss Townsend's, No. 10, Northumberland-street, where this respondent lived servant with a lady, that she has chiefly seen Lord Cork; she has also seen him at his proctor's, in Doctor's Commons; and at all the times she has so seen him, it hath been relative to this business; and further or otherwise, she knows not to answer to that interrogatory.

To the third interrogatory she answers, that she well knows the interrogate Sophia Drummond, and first came to know her by going to live with the aforesaid John Charles Newby, with whom the said Sophia Drummond then lived; that she then went by the name of Newby; and the respondent never knew her to go by any other name than that of Newby, and her present name of Drummond; that when the said Sophia Drummond left Mr. Newby entirely, which was at the time the respondent left his service, she took the respondent to live with her as her servant; and went and resided, for a few days, at a Mrs. Ward's, in Shepherd's Market; and then

went into the country, where she continued about a fortnight, and then returned, and went into lodgings, in Bolton-street Piccadilly, where she continued about a fortnight, as this respondent believes, and she then took lodgings at a Mrs. Williams's, in Bolton Row, the corner of Curzon-street, May Fair, and continued there about three months; and she then took a house in Portland street, but lived there only a short time; and she then told the respondent she was going abroad; and the respondent saw no more of her till about last Michaelmas, being in all about the space of four months; and the respondent saith, from the time the said Sophia Drummond left Mr. Newby, until she said she was going abroad, as before mentioned, no person lived with her, excepting this respondent, and the said Mrs. Ward, who lived with her in the quality of companion; that when the said Sophia Drummond returned, which was about Michaelmas last, she took this respondent into her service again, and she has lived with her ever since, and from that time, till within this week, the said

Sophia Drummond hath lodged at Miss Townsend's, before mentioned, and now lives at No. 4, Piccadilly, and the only person she hath lived with since she left Mr. Newby, is an eminent musician, now abroad, whose name the respondent thinks she is not at liberty to mention; that the said Sophia Drummond is, as she believes, generally known by the term of a lady of pleasure, or kept mistress, as interrogate; and lived in that quality with Mr. Newby, the gentleman before mentioned, at bed and board.

To the fourth interrogatory she answers that she understands that the gentleman before mentioned, now abroad, has left the said Sophia Drummond sufficient to support herself in an easy genteel manner; and she understands it is her intention of going abroad to that gentleman very soon,

To the fifth interrogatory the respondent answers, that she supports herself by service; that she heard and believes that the said Sophia Drummond, in the year 1779, spent the greatest part of the summer at

the camp at Coxheath ; that she sent for this respondent to come to her, at Maidstone, which the respondent did, and staid about two days with her : she remembers, in one of those days, a gentleman, who went by the name of Shepherd, dined with the said Sophia Drummond : but whether his name was really Shepherd, or whether he was Lord Cork, the respondent, upon her oath, cannot take upon herself to say, as she did not take particular notice of him, and to the rest of the matters enquired after by this interrogatory, she says she is an entire stranger, and therefore cannot answer thereto, otherwise than in her answer to the preceding interrogatories, to which she refers.

To the sixth interrogatory she answers, that the said Sophia Drummond is a very pleasing woman, in her opinion, and seems to be about two or three and twenty ; that she remembers Lord Cork did visit the said Sophia Drummond, at Mrs. Williams's, before mentioned, several times ; but he always came, as she ever saw, accompanied by the gentleman, whom she looks upon

to be his attorney, as before mentioned; that this respondent never saw Lord Cork and the said Sophia Drummond alone together; that she does not know that Lord Cork was ever alone with the said Sophia Drummond in her bed-chamber; and, with respect to Lord Cork's ever being intimately, or carnally connected with the said Sophia Drummond, or lying in the same bed with her, this respondent can, of her own knowledge, say nothing; nor can she take upon herself to form a belief, or disbelief, concerning the same; and referring to her foregoing answers, she knows not further to answer to the said interrogatory.

SUSANNAH JONES.

24th May, 1781.

The Deposition of Thomas Sutliff.

THOMAS SUTLIFF, chairman to the right honourable Ann Countess of Cork and Orrery, party in this cause, aged about

thirty-eight years, a witness produced and sworn.

To the said libel he deposes and says, that he now is, and for two years last past has been, chairman to the said Lady Cork; that he only knows Lord Cork, the party producent, her ladyship's husband, by sight; that they have lived separate from each other ever since the deponent knew them; he further says, that he remembers he, sometime about the summer of the year 1779, carried several notes or letters, from Lady Cork to the articulate John Charles Newby, at his lodgings, at No. 22, Tavistock-street, Covent-Garden; that, to the best of his present remembrance and belief, the number of the notes or letters he so carried to the said John Charles Newby, did not exceed six; that he did not find the said John Charles Newby at home above once or twice at the times he so carried the said notes or letters; and the only answer he then brought back from the said John Charles Newby, was, that it was very well, or something to that effect; but at this distance of time, the de-

ponent cannot take upon himself to speak certainly as to what the message was that he so brought back; that the deponent always left the said notes or letters, with the said John Charles Newby's weman servant, if he was not at home; and she always said she would give them to her master as soon as he came in; and the deponent cannot take upon himself to say, that he ever carried any note or letter from the said Lady Cork to the said John Charles Newby, which he or his servant, or any other person, ever refused or hesitated to take in, and which he did not always give to the said John Charles Newby himself, or leave with his said servant for that purpose; and the said letters or exhibits, marked C, D, E, F, G, H, I and K, pleaded and exhibited in the said libel, being now produced and shewn to him, and having carefully inspected the same, he saith, that he does not remember that he ever saw Lady Cork write, and not being able to write himself, he looks upon himself as no judge of hand-writing, and therefore cannot take upon himself to say,

whether the said letters are of her ladyship's writing or not; and further to the said libel or the said exhibits, any or either of them, he knows not to depose, save that Lady Cork now lives in Queen-street, May Fair, in the parish of St. George, Hanover-Square, in the county of Middlesex, and has so done ever since the deponent hath been in her ladyship's service.

The same witness on interrogatories, administered on behalf of Lady Cork, party in this Cause.

To the first interrogatory, the witness, being reminded of the nature of an oath, and the sin and danger of perjury, and admonished to speak the truth, answers, that he hath known Lady Cork upwards of two years, and first came to know her ladyship, by plying as chairman in the neighbourhood, and afterwards by living in her service; that, as by him before deposed, he hath carried several notes or letters from Lady Cork to the said Mr. Newby; that to the best of his remembrance, he delivered

one or two to Mr. Newby, and the rest to his woman servant; that the said John Charles Newby never refused, nor did his said servant, or any other person, refuse to receive the said letters or notes, or any one of them, or bid them to take back the said notes or letters, or any of them, or said any thing to that effect; but, on the contrary, the said notes or letters were constantly received by the said John Charles Newby himself, or his said servant.



The Mark of THOMAS SUTLIFF.



24th May, 1781.

The Deposition of James Durham.

JAMES DURHAM, of May Fair, in the county of Middlesex, chairman, aged 44 years, a witness produced and sworn.

To the said libel he deposes and says, that he knows Lord Cork and Lady Cork,

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parties in this cause; and first came to know them, upwards of eight years ago, by being employed by Lady Cork, as a chairman; and the deponent hath occasionally served her ladyship till nearly down to the present time; that when he first knew the said Lord Cork and Lady Cork, they lived and cohabited together as husband and wife, in Queen-street, May Fair, and were always reputed and esteemed as such; that he believes they have now lived separate for some years; but when their separation took place, the deponent knows not; he further saith, that he hath now and then carried messages and letters, or notes, for Lady Cork; but he never, in his life, to the best of his present remembrance and belief, ever carried either message, note, or letter, from Lady Cork, to any person by the name of Newby, in Tavistock-street, Covent Garden, or any other place, nor does he know any person of that name; and the exhibits or letters, marked C, D, E, F, G, H, I, and K, being now produced and shewn to him, he saith, that he hath never seen Lady

Cork write, and that he is a very little judge of writing, and therefore cannot say whether the said letters, now produced to him, are of her ladyship's handwriting or not; and further he knows not to depose to the said libel, or the said exhibits, any or either of them, save, that Lady Cork's residence in town hath been ever since the deponent first knew her, and now is, in Queen-street aforesaid.

X

The Mark of JAMES DURHAM.

7th June, 1781.

The Deposition of Martha Brown.

MARTHA BROWN (wife of Robert Brown) of Bow-street, Covent Garden, in the county of Middlesex, aged about fifty-two years, a witness produced and sworn.

To the said libel she deposes and says, that she never saw the articulate Mr. Newby, to her knowledge; but she is certain there was such a gentleman who belonged to Drurylane playhouse; and about a year and a half ago he lodged, as she understood and believes, at a broker's, in Tavistock-street, Covent Garden: and he used to employ this deponent's husband, and fellow witness, Robert Brown, who is a chairman, in carrying letters and parcels for him; that at the time the said gentleman so lodged in Tavistock-street, and rather better than a year and a half ago, she remembers his woman servant, by name

Jones, brought a parcel for the deponent's said husband to carry, directed to Lady Cork; but the deponent's husband not being in the way, this deponent herself carried it to Lady Cork's house, the corner of some street in May Fair, and there delivered it to a footman, but did not wait for an answer; that a second time, in the absence of the deponent's husband, and she believes it might be a month after the former, the said Mr. Newby's servant brought another parcel, directed as before, to Lady Cork; and the deponent took the same to her ladyship's house, in May Fair, aforesaid, and delivered it to the servant who opened the door, but did not wait for an answer; and further she knows not to depose to the said libel, save that she remarked that both the said parcels had three seals upon them.



The mark of MARTHA BROWN.

9th June. 1781.

The Deposition of George Bulkley.

GEORGE BULKLEY, of Panton-street, in the Hay Market, in the county of Middlesex, musician, aged 39 years, a witness produced and sworn.

To the eighth and fifteenth articles of the said libel, he deposes and says, that for these last four or five seasons, he has been engaged at the theatre, in the Hay market, to lead the band, and that he well knows the articulate John Charles Newby; and at the time this deponent was appointed to lead the band, he engaged him to play the violencello, which he continued to do till the expiration of the season of the year 1779, that the deponent only knows Lady Cork, party in this cause, by seeing her at the Theatre, in the Hay Market; and remembers she pretty constantly attended the same, during the season of the year

1779; that the box her ladyship usually sat in, to the best of this deponent's recollection, was next the king's box, and at that end of the orchestra, where the person playing the violencello always sits; he further saith, that having heard, in the course of the before mentioned season, some reports of Lady Cork's having particularly noticed the said Newby, this deponent afterwards, during the remainder of the said season, from motives of curiosity, used to observe her ladyship, and very frequently saw her look at the said John Charles Newby through her glass; but saith, her ladyship did not particularly use a glass to look at him, the said Newby, but appeared to the deponent to use it indifferently upon other occasions; and the deponent never saw any thing in Lady Cork's behaviour to the said John Charles Newby, excepting merely looking at him, that was either so remarkable, or familiar as to be taken notice of; and he never mentioned any thing upon the subject to the said John

Charles Newby; and further to the said articles he knows not to depose.

GEORGE BULKLEY.

9th June. 1781.

The Deposition of William Jones.

WILLIAM JONES, of Lower John-freet, Golden Square, in the county of Middlefex, musician, aged 42 years, a witness produced and sworn.

To the eighteenth and fifteenth articles of the said libel, he deposes and says, that he has performed as a musician at the Theatre in the Hay Market, for several seasons last past; that he well knows the articulate John Charles Newby, and has known him several years; that the said John Charles Newby was, for several seasons, employed at the said Theatre, to play the violencello; and to the best of the Depo-
nent's recollection, he was employed there

during the season of the year 1779; and, in the course of that season, as he verily believes the time to have been, the deponent heard it reported that Lady Cork looked at Newby; that till such report, the deponent did not even know Lady Cork by sight; that he was then induced to ask which was Lady Cork; who being pointed out to him, the deponent, during the remainder of the season, when her ladyship came to the said Theatre, which was frequently, occasionally looked at her, and did observe that she several times looked towards that part of the orchestra where the said John Charles Newby and this deponent always sat; but the deponent never remarked any thing the least extraordinary or particular in Lady Cork's behaviour to him the said John Charles Newby, that he thinks could be taken any particular notice of; and further he knows not to depose to the said articles, save that the box that Lady Cork generally sat in, as he remembers to have observed, was next the king's box over the pit door, and

at that end of the orchestra where the said John Charles Newby and this deponent sat.

WILLIAM JONES,

10th June 1781

The Deposition of Elizabeth Brown.

ELIZABETH BROWN, at present in lodgings at the house of Mrs. Ann Bawle, in Shepherd's Market, May Fair, in the county of Middlesex, spinster, aged about nineteen years, a witness produced and sworn.

To the said libel she deposes and says, that, last Easter was two years, she went to live as kitchen maid with Lady Cork, party in this cause, at her ladyship's house, in Queen-street, May Fair, and continued to live with her, in that capacity, for about two years, and by that means came to know her ladyship; she further says, that her business, in her ladyship's family, was chiefly confined to the kitchen; and it

was but very seldom that she saw Lady Cork, and then only when she was stepping in or out of her carriage; that with respect to the articulate John Charles Newby, this deponent does not remember that she ever saw him; nor does she remember to have heard in the family, that any person of that name ever visited Lady Cork, and it was entirely out of the deponent's province, to know what company her ladyship had at any time with her; and this deponent very seldom did know; and the exhibits, or letters, marked C, D, E, F, G, H, I and K, pleaded and exhibited in the said libel, being now produced and shewn to her, she saith, that she never saw Lady Cork write, and therefore cannot say whether the said exhibits, or letters, are of her ladyship's hand-writing or not; and further to the said libel, or exhibits, any or either of them, she knows not to depose.

The same witness on interrogatories, administered on behalf of Lady Cork, party in this cause.

To the first interrogatory, it was done as directed, and the witness answers, that she has known Lady Cork upwards of two years, and came to know her by going to live as a servant in her ladyship's family; that this respondent was in the capacity of kitchen-maid, and lived in her ladyship's family, in that capacity, from Easter 1779, till some-time about last Easter, when she left her ladyship's service.

To the second interrogatory she answers, that she never saw the interrogate John Charles Newby to her knowledge; that she never, during the whole time she so lived with Lady Cork, saw, or knew any thing improper in her ladyship's conduct, nor ever suspected her ladyship capable of any Act not strictly virtuous and honourable.

To the third interrogatory she answers, that Lady Cork is, as she verily believes, a person of an amiable virtuous disposition, this respondent having never heard any otherwise of her.

X

The mark of ELIZABETH BROWN.

19th June, 1781.

The Deposition of Ann Lambert.

ANN LAMBERT, spinster, servant to Lady Cork, party in this cause, aged thirty-eight years, a witness produced and sworn.

To the said libel she deposes and says, that last July was five years, she went to live as house-maid to Lady Cork, party in this cause, at her house, in Queen-street, May Fair, and hath continued to live in her ladyship's family, in that capacity, ever since, and by that means came to know her ladyship; that this deponent hath no knowledge whatever of Lord Cork, the pro-
ducent, her ladyship's husband, and saith, that, during the whole time this deponent hath lived in Lady Cork's service, they, the said Lord Cork and Lady Cork, have lived separate and apart from each other: but they are generally looked upon, and ef-

teemed to be, as she verily believes, as husband and wife, by all who know them; she further says, she has not the least knowledge of the articulate John Charles Newby, and never saw him in her life, and never heard, till about last Easter was twelve-month, when this prosecution commenced against Lady Cork, and it began to be talked of in the family, that any person of that name ever came to her ladyship's house; that this deponent is convinced, in her own mind, that the present charge against Lady Cork, for criminal conversation with the said John Charles Newby, must be false; for that she verily believes there is not a more virtuous person than Lady Cork; and that it must have been almost impossible for her ladyship to have carried on a criminal connection with the said John Charles Newby, at her house, without its being known in the family; and the deponent says she never heard, from any of the family, the most distant suspicion of any such thing; she further says, she has frequently heard lady Cork sing, and play upon the guittar, which instrument

her ladyship hath had ever since the deponent hath lived in her service; that with respect to Lady Cork not leaving town, during the summer of 1779, she says, that she well remembers that Lady Cork went very frequently to Blackheath that summer, and that she lay from home several nights, sometimes two, sometimes three, and sometimes four nights together; and the paper-writings, or exhibits, marked C, D, E, F, G, H, I and K, pleaded and exhibited in the said libel, being now produced and shewn to her; and she, after having carefully inspected the same, says, that she knows Lady Cork's manner and character of hand-writing, by having frequently seen her write, and seen papers of her hand-writing; and says, that the whole series and contents of the said exhibits, or letters, now shewn her, and the superscription on such of them as are directed, are, as she verily believes, of the proper hand-writing of Lady Cork; and she does believe that Lady Cork respectively mentioned, in the said letters, and Lady Cork, party in this cause, to be one and the same person;

and further she knows not to depose to the libel or exhibits, any or either of them.

The same witness on interrogatories, administered on behalf of Lady Cork, party in this cause.

To the first interrogatory, it was done as directed; and she answers, that, come next month, she hath known Lady Cork six years, and come to know her by going to live in her service; that she hath lived with her ladyship ever since she hath known her, in the capacity of housemaid.

To the second interrogatory, she answers, that Lady Cork's house, from the time the respondent hath lived with her, hath been the corner of Queen Street, May Fair, in the county of Middlesex; and the room in which Lady Cork constantly sits, and where she sees all persons who come to her, is up one pair of stairs, and the corner of the said street; that the said room hath a bow window in it, besides four other windows two of which look into Charles-street; that the said room, from its situa-

tion, and the number of windows in it, is overlooked by many of the neighbouring houses; and the respondent verily thinks, whatever passes in the said room, may be seen from the said houses; and further answering, she says that the said room is close adjoining to the stair case, and persons going up and down stairs may hear what passes therein.

To the third interrogatory she answers, that Lady Cork always sees her company in the aforementioned room, without it is her mantua maker, or milliner; that the respondent never knew, till sometime about last Easter was twelvemonth, that a person, of the name of Newby, had visited Lady Cork, and never till then heard his name mentioned.

To the fourteenth interrogatory she answers, that since she has lived with Lady Cork, she has never seen or known any impropriety in her ladyship's behaviour or conduct; nor since she has lived with her ladyship has she ever suspected her lady-

ship capable of any act not strictly virtuous and honourable.

To the fifth interrogatory she answers, that Lady Cork is of an amiable disposition, the most so she ever knew any person, and is, as the respondent verily and in her conscience believes, unexceptionably virtuous.

ANN LAMBERT.

8th June, 1781.

The Deposition of Robert Brown.

ROBERT BROWN, of Bow-street, Covent Garden, in the county of Middlesex, chairman, aged fifty-four years, a witness produced and sworn.

To the said libel he deposes and says, that, for many years last past, he has plyed, as a chairman, in Bow-street, Covent Garden; that he knows the articulate Mr. Newby, and came to know him, between three and four years ago, by being employed in carrying parcels, letters, &c. for him;

that the said Mr. Newby was then one of the musicians to Drury-lane Theatre; that the deponent remembers his coming to live at a Mr. Drummond's, in Tavistock-street, Covent Garden, and imagines it must now be about three years ago; but he cannot be certain that the said Mr. Newby continued to live at Mr. Drummond's better than a year; and, during that time, the deponent remembers he carried several letters and parcels from him, directed to Lady Cork, at her ladyship's house, the corner of Queen street, May Fair; that the deponent cannot now recollect the certain number of the letters and parcels he so carried, but imagines they could not exceed six or seven; that he never received, above twice or thrice, an answer to take back to the said Mr. Newby, and it was then always in writing, and sealed up; and further to the said libel he knows not to depose.

ROBERT BROWN.

*** Upon the hearing of this cause, the court refused to grant a divorce from bed, board, and mutual cohabitation, (as prayed for) between the Rt. Hon. Edmund Earl of Cork and Orrery, and Ann Countess of Cork and Orrery, his wife.*

F I N I S.

Ex. G. M. B.

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